REMARKS

Claims 1-24 are pending in the present application. In the Office Action of December 20, 2004, all claims were rejected. Applicants hereby traverse the rejections as follows:

Rejections under 35 U.S.C. §102

Claims 1-5, 8-10, 12-15, and 17-19 were rejected under 35 U.S.C. §102(e) as being anticipated by Anthony et al. (hereinafter "Anthony", US Patent No.6,559,769). It was alleged that Anthony teaches all of elements of these claims.

Applicant believes that Anthony does not teach all of the elements in independent claims 1, 8, and 17. Specifically, Applicant does not believe that Anthony teaches the element of "activating a selected virtual fence based on the activation event".

Anthony teaches an "early warning" real-time security system. In short, Anthony teaches monitoring people, places, or things, generally via a video device of some sort, and transmitting the video to a remote location upon the occurrence of one or more events. With respect to geofencing, Anthony teaches "means and method for authorized personnel to obtain an early-warning in real-time of any violation of the geofence defined by the flight plan...Geofencing and other monitoring herein described may be effectuated in real-time to provide an early-warning if circumstances go awry or appear to be deviating from expected standards." In other words, Anthony teaches the transmission of monitoring information upon violation of a pre-existing geofence.

Applicant, on the other hand, claims activating a geofence upon the occurance of one or more events. There is simply nothing in Anthony that teaches activation of a geofence based on events. Based on this alone, Applicants believe that the rejection under 102(e) should be withdrawn.

Regarding claims 2-5, 9-10, 12-15, and 18-19, Applicants believe that these claims are allowable as being dependent on allowable claims and therefore requests that the rejection under 102(e) be withdrawn to these claims as well.

Rejections under 35 U.S.C. 103

Claims 6, 7, 11, 16, 20-24 were rejected under 35 U.S.C. 103(a) as being unpatentable over Anthony. It was alleged that Anthony, combined with knowledge from one skilled in the art, would teach all of the elements of these claims.
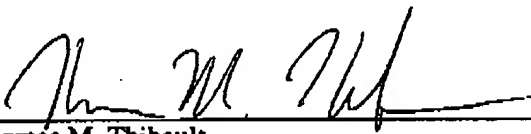
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As noted earlier with respect to the rejections under 35 U.S.C. 102, above, Applicants do not believe that Anthony teaches "activating a selected virtual fence based on the activation event". Further, there has been no evidence presented that one skilled in the art would have activated a geofence based on the occurrence of an activation event. Therefore, even if Anthony were to be combined with knowledge of one skilled in the art, the combination would still not teach all of Applicant's claim features. As such, these claims are believed to be allowable.

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CONCLUSION

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. It is believed that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Respectfully submitted,

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